IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

Notice of Motion No. 3195 of 2005
In
Appeal No. 253 of 2004
In
Contempt Petition No. 90 of 1998
In
Notice of Motion NO. 734 of 1998
In
M.J. Suit No. 49 of 1998

Ahmed Raza Kazim Raza Moulvi .. Appellant
V/s.
Batul Ahmed Raza Kazim Raza Moulvi .. Respondent

Mr. A.N. Maniyar for the Appellant
Mr. A.J. Shobhawat for the Respondent

CORAM : DR. S. RADHAKRISHNAN &
S.C. DHARMADHIKARI, JJ.
DATED : 27.10.2005.

P.C.:-

1. Heard the learned counsel for the Appellant and the Respondent. We have perused our order dated 18.7.2005, whereby the Appellant was to deposit a sum of Rs. 1,00,000/- out of the liability of Rs. 8,60,000/-, which the Appellant was liable to pay to the Respondent by way of maintenance. Subsequently, the Appellant had taken out the Notice of Motion No. 2277 of 2005, wherein by our order dated 7.10.2005, we had dismissed the same, as the Appellant was unable to deposit the sum of Rs. 1,00,000/-. Even till date, the aforesaid sum of Rs. 1,00,000/- is not deposited. Under these circumstances, we dismiss the present Notice of Motion No. 3195 of 2005.

(DR. S. RADHAKRISHNAN, J.)

(S.C. DHARMADHIKARI, J.)